

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F026333 People v. Espinoza

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F026687 People v. Martin

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F026644 People v. Soto

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F027264 People v. Buchholz

The judgment of conviction and sentence with respect to count 1, a violation of Health and Safety Code section 11353, is reversed. The judgments of conviction as to all other counts are affirmed, but the sentences as to those other counts are vacated. The matter is remanded. If the People do not file and serve upon the trial court and defendant, within 20 days from the date remittitur issues from this court, a written notice of the People's intention to retry appellant on the charge alleged in count 1, the trial court shall forthwith resentence appellant. If the People do timely file and serve such written notice, the trial court shall sentence appellant at the appropriate time.

Dibiaso, Acting P.J.

We concur: Thaxter, J.; Harris, J.

[CERTIFIED FOR PARTIAL PUBLICATION]

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F030160 Francisco A. v. Superior Court, Fresno County; Fresno County Department of Social Services

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F030180 Michael S. v. Superior Court, Fresno County; Fresno County Department of Social Services

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.